

The Honorable Kymberly K. Evanson

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

AHP CAPITAL MANAGEMENT LLC, an Ohio
limited liability company, as Administrator of
American Homeowner Preservation Trust Series
2015A+ and American Homeowner Preservation
Trust Series AHP Servicing,

Plaintiff,

v.

OAK HARBOR CAPITAL, LLC, a Delaware
limited liability company; LAND HOME
FINANCIAL SERVICES, INC., a California
Corporation; ATLANTICA, LLC, a Delaware
limited liability company; MAGERICK, LLC, a
Delaware limited liability company; WILLIAM
WEINSTEIN, an individual; WWR
MANAGEMENT, LLC, a Delaware limited
liability company; WESTERN ALLIANCE
BANK, an Arizona Corporation; BANNER
BANK, a Washington Bank Corporation;
BRADLEY WAITE, an individual; and DOES
1-50, inclusive,

Defendants.

NO. 2:25-cv-00007-KKE

CERTAIN DEFENDANTS' UNOPPOSED
MOTION EXTENDING TIME FOR
THEM TO RESPOND TO COMPLAINT
AND ORDER

Prior to transfer, the Central District of California ordered that all deadlines regarding all
Defendants' responses to the complaint were extended by 31 days after resolution of the motions
to transfer or stay. Dkt. 32. The Central District of California resolved those motions on
December 31, 2024. Dkt. 58.

1 Following transfer of this case to the Western District of Washington, Defendant Western
2 Alliance Bank filed a motion to dismiss and a motion to stay on January 31, 2025. Dkts. 74, 75.

3 The Moving Defendants¹ did not file a motion or answer the complaint. On February 5,
4 Plaintiffs sent an LCR 55 letter to counsel for the Moving Defendants.

5 The Moving Defendants and Plaintiffs met and conferred on February 10, 2025, during
6 which the Moving Defendants indicated that they would be filing a motion to dismiss the RICO
7 and certain other claims, and they requested that Plaintiffs agree to a 30-day extension. Plaintiffs
8 responded that they would not oppose such an extension, but requested that the Moving
9 Defendants prepare a stipulation. The Moving Defendants provided a proposed stipulation on
10 February 27, 2025, which after incorporating Plaintiffs' requested revisions is this unopposed
11 motion.

12 Moving Defendants hereby request that the time for them to respond to the complaint by
13 filing their motion to dismiss be extended until March 14.

14 Defendant Western Alliance Bank does not oppose this motion.

15 Plaintiffs do not oppose the Moving Defendants' motion as a matter of professional
16 courtesy and in the interest of resolving disputes to the extent possible without Court
17 intervention.

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25 ¹ "Moving Defendants" are the following defendants (i) Oak Harbor Capital, LLC; (ii) Land
26 Home Financial Services, Inc.; (iii) Atlantica, LLC; (iv) Magerick, LLC; (v) William Weinstein;
(vi) WWR Management, LLC; and (vii) Bradley Waite.

STIPULATED and AGREED TO this 28th day of February, 2025.

CORR CRONIN LLP

By: /s/ Jeffrey B. Coopersmith
 Jeffrey B. Coopersmith, WSBA No. 30954
 Eric A. Lindberg, WSBA No. 43596
 1015 Second Avenue, Floor 10
 Seattle, Washington 98104-1001
 Telephone: (206) 625-8600
 jcoopersmith@correronin.com
 elindberg@correronin.com

KMA ZUCKERT LLP

By: /s/ Brian J. Benoit
 Brian J. Benoit (*pro hac vice*)
 227 West Monroe Street, Suite 3650
 Chicago, Illinois 60606
 Telephone: (312) 345-3065
 bbenoit@kmazuckert.com

Attorneys for Plaintiff AHP Capital Management LLC

BYRNES KELLER CROMWELL LLP

By: /s/ Bradley S. Keller
 Bradley S. Keller, WSBA No. 10665
 M. Victoria Molina, WSBA No. 62109
 1000 Second Avenue, 38th Floor
 Seattle, WA 98104
 Telephone: (206) 622-2000
 bkeller@byrneskeller.com
 mvmolina@byrneskeller.com

Attorneys for Defendants Oak Harbor Capital; Land Home Financial Services; Atlantica; Magerick; William Weinstein, WWR Management; and Bradley Waite

BALLARD SPAHR LLP

By: /s/ Taylor Washburn
 Taylor Washburn, WSBA No. 51524
 1420 Fifth Avenue, Suite 4200
 P.O. Box 91302
 Seattle, Washington 98111-9402
 Telephone: (206) 223-7000
 washburnt@ballardspahr.com

Craig Solomon Ganz (*pro hac vice*)
 2029 Century Park East, Suite 800
 Los Angeles, California 90067
 Telephone: (602) 798-5400
 ganzc@ballardspahr.com

Mitchell Lee Turbenson (*pro hac vice*)
 Helen Hitz (*pro hac vice*)
 1 East Washington Street, Suite 2300
 Phoenix, Arizona 85004
 Telephone: (602)798-5467
 turbensonm@ballardspahr.com
 hitzh@ballardspahr.com

Attorneys for Defendant Western Alliance Bank

ORDER

The unopposed motion (Dkt. No. 91) is GRANTED. The Moving Defendants shall respond to the complaint no later than March 14, 2025.

DATED this 28th day of February, 2025.

A handwritten signature in black ink, reading "Kimberly K. Evanson". The signature is written in a cursive style with a horizontal line underneath it.

Kimberly K. Evanson
United States District Judge